G. R. S. 58]

Previous references. (1924 Courts) **File No.** 124-24

Serial Nos. 5

Later references.
(C 124-24 (3-4, 6-7)

Dept. Court

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. One

Part B for February of 25

SUBJECT

Re adjournment of cases posted on 2-2-25 in the second and first munsiff's courts, Tanjore, in which Mr Venkataramanaya, Advocate, Tanjore, appears as he has to attend the Select committee meeting on that date to consider the Tanjore Servants Regulation Bill.

Manavasamy Iyengar
16/2/25

Kunigal
30.1.1925

For perusal.
First Member RR
31/1

Sir,

As I have gone to Kunigal to attend the Uparnayanam of my brother and nephews I find it not possible to attend the meeting of the Select Committee tomorrow (31.1.25). I hope to be excused.

I will attend the meeting of the Committee to consider the Bill to amend the Mysore Securities Regulation on the 2nd prox. Here may I remind you if intimation has been sent to the I and II Munsiffs Tumkur to adjourn my cases on the 2nd as I had requested you on the last date?

A: Please send a letter to Ch: Sec to lay to the meeting 28 31/1

Yours Sincerely,
H. Venkatamma
Member Legislative Council
Tumkur Dist

To
R. Ranga Rao Esqr BA BL
Secretary Legislature Council
Bangalore

(2) Send into daspr
By 31.1.25

(3) Submitted to 1st member
31/1

To the Registrar, Chief Court.
No P. 4088 dy 31.1.25.
Request to issue instructions to the First and Second Munsiffs at Tumkur to

NOTE—Contn. Sheet

adjourn the Cases fixed on 2-2-25 in which Mr. K. Venkataramiah, Advocate, Tumkur appears, as he has to attend the Select Committee meeting to be held on 2-2-25 for considering the Mysore Securities Registration Bill.

Memo no P-4089-90 dt. 31-1-25

Fair copy to the 1st & 2nd Munsiffs at Tumkur. 6299 2/2

Serial No.

Resubmitted for submission to Hon'ble Member. Submitted for perusal 31-1-25 1/2

(Member)

What was done at general meeting

3/2 3-2

Sub J.

The civil courts have posted their cases in advance for 3 or 4 months at their stations would have been issued the witnesses and parties for their respective evidence. The parties would be put to great inconvenience and expense if the case is adjourned by order of Govt.

In Madras the lawyers who are legislative council members would have

General and Revenue Secretariat. File No. 124 of 1924-5.

Serial No. 1

to attend the sessions of the Legislature council after making their own arrangements for their cases in civil courts. But it seems do not require any orders to adjourn. In a special case it has been given in myore

(9) If it issues any general orders, it will mean interfering with the course of judicial proceeding. The Chief court may object to such an order.

(10) It seems therefore best to deal each case individually, which will be a sort of report to the Chief court who may not like to object. Subject for orders

8/ 6/25 K6

(11) To issue a general order — and as for which there can be specific order — to the courts to adjourn cases is likely to practice criticism: in that it is an interference with the exercise of discretion by the courts in adjourning cases.

(12) When the order even if obeyed by the court, ~~the parties concerned may object.~~ may be questioned by the parties — especially the opposite party. The opposite party may also claim costs and if costs are may be refused to the paid by the client since it was the adjournment was not on his account but ~~by~~ on account of the lawyer.

NOTE—Contn. Sheet

Serial No.

Besides, the date for the holding of the Sessions of the H. C. & Meetings of Select Committees are fixed only a month or so in advance and Cases in Civil Courts are posted, 3, 6 & even 12 months in advance. So even a general order cannot but affect the parties who are ready with their cases prejudicially.

There heard such criticisms ~~claims~~ ~~on a number of cases~~ being made

It is therefore better not to pass a general order –

L.R.Leg 7/2

A general order may seem undesirable.

There is much to be said in favour of the view that the Court not the Govt. has been empowered by Legislature to adjourn the hearing of a case, & that consequent to legality of the power of Govt. to interfere with the discretion of the Court may be questioned.

When a professional gentleman undertakes to do public work, he has to make his own arrangements for the conduct of his business during the period of his engagement & the Govt. cannot help him in that respect any more than it can render help to a number of other persons who are engaged in different other callings, when he is engaged in public work. I am not aware of lawyers asking for such assistance in Bombay India where members of the Bar are often found engaged in Legislative Councils & in the Council of State.

6569 11/9.

NOTE–Contn. Sheet

The practice which seems to be objected to in principle.

1st Member.

8/9/2

8/9/2

General and Revenue Secretariat.

3492/P

6

File No. 24 - of 19

Serial No.	
4472	These arguments apply as much to last week as already issued – however, they may be published.

13/2

14.2

14.2

7

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191 .

Section C5

File No. 124-24

Serial No 5

No. 4088

Date of issue 31/1/25

Signed by

To The Registrar, Henry Court

Sir

I am directed to request you to kindly issue instructions to the First and Second Municipalities at Tuticorin to kindly adjourn the cases posted on ~~which one M Kuttalavarnath appears~~ on the 2nd February 1925 in Sessions Court Tuticorin which one M Kuttalavarnath appears as he has to attend the Select Committee meeting held on the 2nd proximo for consideration over the Securities Regulation Bill

I have the

4089 of 31/1/25 — 28 31/1

+90

31/1/25 Copy to First and Second Municipalities Tuticorin